

IN THE CLAIMS:

Please amend the claims as follows:

1. (original) A DNA sequence comprising a promoter sequence, the DNA sequence comprising the sequence being known herein as SEQ. ID. No.:1, or a portion thereof, or a sequence having at least 70% identity thereto, said sequence being capable of regulating the expression of a gene.
2. (original) A DNA sequence according to Claim 1, wherein said DNA sequence is capable of regulating expression of a gene which encodes a limit dextrinase inhibitor protein.
3. (original) A DNA sequence according to Claim 2, wherein said limit dextrinase inhibitor protein is from *Hordeum vulgare*.
4. (amended) A DNA sequence according to ~~any one of Claims 1-6~~ Claim 1, wherein the DNA sequence regulates expression of a gene in the endosperm or aleurone tissues of developing seeds.
5. (original) A DNA sequence according to Claim 4, wherein the DNA sequence regulates expression of the gene encoding a limit dextrinase inhibitor protein in the endosperm or aleurone tissues of developing seeds.
6. (original) A DNA sequence according to Claim 5, wherein the DNA sequence regulates expression of the gene encoding the limit dextrinase inhibitor protein from *Hordeum vulgare* in the endosperm or aleurone tissues of developing seeds.
7. (amended) A DNA sequence according to ~~any one of the preceding claims~~ Claim 1, wherein said DNA sequence is an isolated DNA sequence.
8. (amended) A DNA sequence according to ~~any one of Claims 1-6~~ Claim 1, wherein said DNA sequence is a synthesised DNA sequence.
9. (original) A recombinant DNA sequence, wherein said sequence comprises vector DNA and a DNA sequence being known herein as SEQ. ID. No.:1, or a portion thereof, or a sequence having at least 70% identity thereto, said sequence being capable of regulating the expression of a gene.
10. (original) A recombinant DNA according to Claim 7, wherein said recombinant DNA further comprises the DNA coding sequence of a gene.
11. (original) A method of regulating the expression of a gene, the method comprising introducing into a plant a DNA sequence operably associated with the coding

sequence of a gene, wherein said DNA sequence comprises the sequence being known herein as SEQ. ID. No:1, or a portion thereof, or a sequence having at least 70% identity thereto, wherein said DNA sequence is capable of regulating the expression of a gene. .

12. (original) A transgenic plant, the cells of which plant comprise a DNA sequence operably associated with a gene coding sequence, wherein said DNA sequence comprises the sequence being known herein as SEQ. ID. No:1, or a portion thereof, or a sequence having at least 70% identity thereto, said DNA sequence being capable of regulating the expression of a gene..
13. (original) A method of modifying the metabolism within the cells of a transgenic plant the method comprising introducing into a plant a DNA sequence operably associated with the coding sequence of a gene, wherein said DNA sequence comprises the sequence being known herein as SEQ. ID. No:1, or a portion thereof, or a sequence having at least 70% identity thereto, said DNA sequence being capable of regulating the expression of a gene.
14. (original) A method of producing a gene product within the cells of a transgenic plant the method comprising introducing into a plant a DNA sequence is operably associated with the coding sequence of a gene, wherein said DNA sequence comprises the sequence being known herein as SEQ. ID. No:1, or a portion thereof, or a sequence having at least 70% identity thereto, said DNA sequence being capable of regulating the expression of a gene.
15. (original) An oligonucleotide probe which selectively hybridizes to a DNA sequence, the DNA sequence comprising the sequence being known herein as SEQ. ID. No:1, or a portion thereof, or a sequence having at least 70% identity thereto, said DNA sequence being capable of regulating the expression of a gene.
16. (amended) A DNA sequence comprising a promoter sequence, the DNA sequence being selected from the group consisting of
 - a) a DNA sequence, said sequence being known herein as SEQ. ID. No:1;
 - b) a DNA sequence comprising a portion of the sequence of the isolated DNA of a) and being capable of regulating the expression of a gene;
 - c) a DNA sequence which is at least ~~95%, 90%, 85%, 75% or 70%~~ homologous to the DNA sequence of a) or b);
 - d) a DNA sequence which is at least 80% identical to the DNA sequence of a) or b) and which is capable of regulating the expression of a gene;

- e) a DNA sequence comprising a portion of the sequences of the DNAs of any one of a)-d) and being capable of regulating the expression of a gene; and
- f) a DNA sequence which is complementary to the DNA sequence of any one of a) – e).

17. (original) A DNA sequence according to Claim 14, wherein said DNA sequence is complementary to the DNA sequences of a)-f).